



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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November 8, 1993

Ms. Patricia LaRue Smithson
Corporate Attorney
Chemical Lime Company
P.O. Box 121874
Fort Worth, Texas 76121-1874

Re: Transfer Agreement and Replacement Surety, MERR Company/USPCI to
Chemstar Lime Company, Marblehead Mountain Processing Plant,
M/045/024, Tooele County, Utah

Dear Ms. Smithson:

On November 1, 1993, the Division received your latest response to our letters dated February 11, 1993 and August 10, 1993. I have reviewed your recent response and find that the majority of the outstanding concerns have been adequately addressed. However, some confusion apparently exists regarding the previously requested information. We will require some supplemental information from you to complete this permitting action. Please provide the following:

1. Page 6 of 6, Permit Transfer, FORM MR-TRL, Appendix "A" - provides a legal description of the Marblehead Mountain processing plant disturbed acreage, as follows: E/2 NW1/4, Section 2, Township 1 North, Range 9 West, SLM, Tooele County, Utah.

Page 9 of 9, Attachment A, FORM MR-RC, gives a different disturbed area legal description (by subsequent reference to Exhibit "A"). It describes certain patented placer mining claims located in sections 22, 23, 26, and 27, Township 2 North, Range 9 West, and certain unpatented mining claims located in sections 22, 26 and 27, Township 2 North, Range 9 West, SLM, Tooele County, Utah. Our file records indicate that the Marblehead Mountain lime processing facility is located in portions of section 2, Township 1 North, Range 9 West, SLM, Tooele County, Utah.



Page 2
Patricia LaRue Smithson
M/045/024
November 8, 1994

Please revise page 9 of 9, Attachment A, to reflect the *correct* legal description of the Marblehead Mountain processing plant disturbed area(s).

2. Page 1 of 6, Permit Transfer, FORM MR-TRL, item #3(a) & (b) - lists the total disturbed acreage as **80** acres. Page 1 of 9, FORM MR-RC, "DISTURBED AREA" - lists the disturbed acreage at **80** acres. Page 1 of 4, MR FORM 1, Attachment B, Surety Bond - also lists the disturbed area as **80** acres. Page 6 of 6, Permit Transfer, FORM MR-TRL, Appendix "A" - indicates that approximately **60** acres will be affected.

Please change the appropriate form(s) to reflect the correct disturbed acreage (blank form pages enclosed).

3. Page 2 of 6, Permit Transfer, FORM MR-TRL, item #3(c) - requires submission of a (suitable scale) disturbed area map, that ***clearly*** identifies the actual disturbed areas being transferred. The map must coincide with the actual legal description of the disturbed area(s) under permit (e.g., map should have section lines identified).

The only map we have received from you, entitled (*Exhibit "A" continued*), appears to be a xeroxed copy of a portion of a plat map, showing certain patented and unpatented mining claims. No disturbed area boundaries are shown or inferred on this map. The map only shows a small portion of section 2, T1N, R9W, where the Marblehead Mountain lime processing plant is located.

Please provide a larger, more detailed map showing the actual disturbed area boundaries encompassing the processing plant area(s).

- * *One suggestion to resolve this requirement would involve contacting your local company representative, who could come in and review the existing mine plan disturbed area maps presently on file for this facility. If existing file maps accurately reflect the onsite conditions, one or more of these maps could be referenced or copied to satisfy this concern.*
4. Page 3 of 9, FORM MR-RC, item #1 - did not have the required dates filled in. I have taken the liberty to fill in the dates of the original Notice of Intention and Reclamation Plan on this page for you (June 30, 1977).

Page 3
Patricia LaRue Smithson
M/045/024
November 8, 1994

I apologize for the confusion and unforeseen delay in completing this permitting transaction. I appreciate your continued patience and cooperation. Please contact me at (801) 538-5340, if I can assist you in resolving these remaining concerns.

Sincerely,

A handwritten signature in black ink, reading "D. Wayne Hedberg". The signature is fluid and cursive, with the first name "D." and last name "Hedberg" clearly legible.

D. Wayne Hedberg
Permit Supervisor
Minerals Regulatory Program

jb
Attachments
cc: Jim Kelley, Chemical Lime
James W. Terry, USPCI
Lowell Braxton, DOGM
M045024.sur

APPENDIX "A"

Chemstar Lime Company
Operator

Marblehead Mountain Processing Facility
Mine Name

ACT/045/024
Permit Number

Tooele County, Utah

The legal description of lands to be disturbed is:

Approximately 60 acres situated within the E2 NW1/4, Section 2, Township 1 North,
Range 9 West, Salt Lake Meridian, Tooele County, Utah.

ATTACHMENT "A"

Chemstar Lime Company
Operator

Marblehead Mountain Processing Facility
Mine Name

ACT/045/024
Permit Number

Tooele County, Utah

The legal description of lands to be disturbed is:

See Exhibit "A"